

CYRUS S. WHITTAKER
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CYRUS S. WHITTAKER, individually on
behalf of himself,

Plaintiff,

v.

SMILEDIRECTCLUB, LLC; ZACHARY
POTTS, D.D.S; MICHAEL GUIRGUIS,
D.D.S; DOES 1 through 10; and ROE
ENTITIES 11 through 20, inclusive,

Defendants.

CASE NO.: 2:21-cv-01019-RFB-BNW

**STIPULATION TO EXTEND OPPOSITION
DEADLINE (FIFTH REQUEST) FOR
DEFENDANTS' MOTION TO COMPEL
ARBITRATION AND TO
STAY PROCEEDINGS**

Plaintiff Cyrus Whittaker and Defendants SmileDirectClub, LLC; Zachary Potts, D.D.S.;
Michael Guirguis, D.D.S, by and through their undersigned counsel, hereby stipulate as follows:

1. Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay Proceedings was initially due June 18, 2021.
2. On June 16, 2021, Plaintiff and Defendants agreed (via stipulation) to extend the deadline for Plaintiff's Opposition to the Defendants' Motion to Compel Arbitration and to Stay Proceedings from June 18, 2021 to June 28, 2021. On June 23, 2021, Plaintiff and Defendants further agreed (via stipulation) to extend the deadline for

Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay Proceedings to July 6, 2021. Plaintiff and Defendants further agreed (via stipulation) to extend the deadline for Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay Proceedings to July 12, 2021. Plaintiff and Defendants further agreed (via stipulation) to extend the deadline for Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay Proceedings to August 16, 2021. These requests were previously granted by the Court.

3. Now, Plaintiff and Defendants have further agreed, due to continuing preliminary work together on this case in regard to anticipated resolution, to extend the deadline for Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay Proceedings for Lack of Personal Jurisdiction to September 7, 2021.

Based on the foregoing, with good cause appearing, Plaintiff and Defendants stipulate as follows:

1. The deadline for Plaintiff's Opposition to the Defendants' Motion to Compel Arbitration and to Stay Proceedings is to September 7, 2021.

IT IS SO STIPULATED.

DATED: August 13, 2021

PLAINTIFF, IN PRO PER

By: /s/ Cyrus Whittaker
CYRUS S. WHITTAKER (PLAINTIFF)
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DATED: August 13, 2021

HALL PRANGLE & SCHOONVELD, LLC

By: /s/ Tyson Dobbs
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Attorneys for Defendants
SmileDirectClub, LLC, Zachary Potts, D.D.S.
and Michael Guirguis, D.D.S.

ORDER

The Court, having considered the stipulation between the Plaintiff and Defendants and with good cause appearing, hereby orders as follows:

1. The deadline for Plaintiff's Opposition to the Defendants' Motion to Compel Arbitration and to Stay Proceedings is continued to September 7, 2021.

IT IS SO ORDERED.



RICHARD E. BOULWARE, II
United States District Judge
DATED this 16th of August, 2021